

# United States Bankruptcy Court

## Eastern District of Michigan

# Voluntary Petition

Name of Debtor (if individual, enter Last, First, Middle): <b>Theisen Machine and Tool Company</b>	Name of Joint Debtor (Spouse) (Last, First, Middle):
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):	All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN (if more than one, state all) <b>38-1987629</b>	Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)
Street Address of Debtor (No. and Street, City, and State): <b>17625 23 Mile Road</b> <b>Macomb, MI</b> <div style="text-align: right; margin-top: 10px;">           ZIP Code  <b>48042</b> </div>	Street Address of Joint Debtor (No. and Street, City, and State): <div style="text-align: right; margin-top: 10px;">           ZIP Code         </div>
County of Residence or of the Principal Place of Business: <b>Macomb</b>	County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address): <div style="text-align: right; margin-top: 10px;">           ZIP Code         </div>	Mailing Address of Joint Debtor (if different from street address): <div style="text-align: right; margin-top: 10px;">           ZIP Code         </div>
Location of Principal Assets of Business Debtor (if different from street address above):	

<b>Type of Debtor</b> (Form of Organization) (Check one box) <input type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i> <input checked="" type="checkbox"/> Corporation (includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.)	<b>Nature of Business</b> (Check one box) <input type="checkbox"/> Health Care Business <input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101 (51B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input checked="" type="checkbox"/> Other	<b>Chapter of Bankruptcy Code Under Which the Petition is Filed</b> (Check one box) <input type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 9 <input checked="" type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Chapter 13 <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Main Proceeding <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding
<b>Chapter 15 Debtors</b> Country of debtor's center of main interests:  Each country in which a foreign proceeding by, regarding, or against debtor is pending:	<b>Tax-Exempt Entity</b> (Check box, if applicable) <input type="checkbox"/> Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).	<b>Nature of Debts</b> (Check one box) <input type="checkbox"/> Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose." <input checked="" type="checkbox"/> Debts are primarily business debts.

<b>Filing Fee</b> (Check one box) <input checked="" type="checkbox"/> Full Filing Fee attached <input type="checkbox"/> Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A. <input type="checkbox"/> Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.	<b>Chapter 11 Debtors</b> Check one box: <input checked="" type="checkbox"/> Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). <input type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Check if: <input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,490,925 (amount subject to adjustment on 4/01/16 and every three years thereafter). Check all applicable boxes: <input type="checkbox"/> A plan is being filed with this petition. <input type="checkbox"/> Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
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<b>Statistical/Administrative Information</b> <input checked="" type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.	THIS SPACE IS FOR COURT USE ONLY
<b>Estimated Number of Creditors</b> <input checked="" type="checkbox"/> 1-49 <input type="checkbox"/> 50-99 <input type="checkbox"/> 100-199 <input type="checkbox"/> 200-999 <input type="checkbox"/> 1,000-5,000 <input type="checkbox"/> 5,001-10,000 <input type="checkbox"/> 10,001-25,000 <input type="checkbox"/> 25,001-50,000 <input type="checkbox"/> 50,001-100,000 <input type="checkbox"/> OVER 100,000	
<b>Estimated Assets</b> <input checked="" type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input type="checkbox"/> \$1,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion	
<b>Estimated Liabilities</b> <input type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input checked="" type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input type="checkbox"/> \$1,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion	

**Voluntary Petition**

(This page must be completed and filed in every case)

Name of Debtor(s):

**Theisen Machine and Tool Company****All Prior Bankruptcy Cases Filed Within Last 8 Years** (If more than two, attach additional sheet)

Location

Where Filed: **- None -**

Case Number:

Date Filed:

Location

Where Filed:

Case Number:

Date Filed:

**Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor** (If more than one, attach additional sheet)

Name of Debtor:

**- None -**

Case Number:

Date Filed:

District:

Relationship:

Judge:

**Exhibit A**

(To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)

☐ Exhibit A is attached and made a part of this petition.

**Exhibit B**

(To be completed if debtor is an individual whose debts are primarily consumer debts.)

I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b).

**X**

Signature of Attorney for Debtor(s)

(Date)

**Exhibit C**

Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety?

☐ Yes, and Exhibit C is attached and made a part of this petition.

☒ No.

**Exhibit D**

(To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.)

☐ Exhibit D completed and signed by the debtor is attached and made a part of this petition.

If this is a joint petition:

☐ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.

**Information Regarding the Debtor - Venue**

(Check any applicable box)

- ☒ Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.
- ☐ There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.
- ☐ Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.

**Certification by a Debtor Who Resides as a Tenant of Residential Property**

(Check all applicable boxes)

- ☐ Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.)

\_\_\_\_\_  
(Name of landlord that obtained judgment)

\_\_\_\_\_  
(Address of landlord)

- ☐ Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and
- ☐ Debtor has included with this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition.
- ☐ Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

**Voluntary Petition***(This page must be completed and filed in every case)*

Name of Debtor(s):

**Theisen Machine and Tool Company****Signatures****Signature(s) of Debtor(s) (Individual/Joint)**

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

**X** \_\_\_\_\_  
Signature of Debtor

**X** \_\_\_\_\_  
Signature of Joint Debtor

\_\_\_\_\_  
Telephone Number (If not represented by attorney)

\_\_\_\_\_  
Date

**Signature of Attorney\***

**X** /s/ Charles D. Bullock  
Signature of Attorney for Debtor(s)

Charles D. Bullock P55550 cbullock@sbpiclaw.com  
Printed Name of Attorney for Debtor(s)

Stevenson & Bullock, P.L.C.  
Firm Name  
**26100 American Drive**  
**Suite 500**  
**Southfield, MI 48034**

\_\_\_\_\_  
Address

(248)354-7906 Fax: (248)354-7907  
Telephone Number

December 18, 2014  
Date

\*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

**Signature of Debtor (Corporation/Partnership)**

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

**X** /s/ Ralph Theisen, III  
Signature of Authorized Individual

Ralph Theisen, III  
Printed Name of Authorized Individual

President  
Title of Authorized Individual

December 18, 2014  
Date

**Signature of a Foreign Representative**

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

☐ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.

☐ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

**X** \_\_\_\_\_  
Signature of Foreign Representative

\_\_\_\_\_  
Printed Name of Foreign Representative

\_\_\_\_\_  
Date

**Signature of Non-Attorney Bankruptcy Petition Preparer**

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

\_\_\_\_\_  
Printed Name and title, if any, of Bankruptcy Petition Preparer

\_\_\_\_\_  
Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

\_\_\_\_\_  
Address

**X** \_\_\_\_\_  
Date

Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

*A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. §110; 18 U.S.C. §156.*

**United States Bankruptcy Court  
Eastern District of Michigan**

In re **Theisen Machine and Tool Company**,  
Debtor

Case No. \_\_\_\_\_

Chapter **11**

**LIST OF EQUITY SECURITY HOLDERS**

Following is the list of the Debtor's equity security holders which is prepared in accordance with Rule 1007(a)(3) for filing in this chapter 11 case.

Name and last known address or place of business of holder	Security Class	Number of Securities	Kind of Interest
<b>Ralph Theisen, III 55363 Lordona Lane Shelby Twp., MI 48315</b>	<b>Common</b>	<b>32%</b>	<b>Equity</b>
<b>Ralph Theisen, Jr. 16255 Hough Road Allenton, MI 48002</b>	<b>Common</b>	<b>68%</b>	<b>Equity</b>

**DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP**

I, the President of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing List of Equity Security Holders and that it is true and correct to the best of my information and belief.

Date **December 18, 2014**

Signature **/s/ Ralph Theisen, III**  
**Ralph Theisen, III**  
**President**

*Penalty for making a false statement or concealing property:* Fine of up to \$500,000 or imprisonment for up to 5 years or both.  
18 U.S.C §§ 152 and 3571.

**United States Bankruptcy Court  
Eastern District of Michigan**

In re **Theisen Machine and Tool Company**

Debtor(s)

Case No.

Chapter

**11**

**VERIFICATION OF CREDITOR MATRIX**

I, the President of the corporation named as the debtor in this case, hereby verify that the attached list of creditors is true and correct to the best of my knowledge.

Date: **December 18, 2014**

**/s/ Ralph Theisen, III**

**Ralph Theisen, III/President**

Signer/Title

A & C Electric  
41225 Irwin Rd.  
Harrison Township, MI 48045

Abrasive Brokers and Tool Sales  
1695 Rochester Rd.  
Troy, MI 48083

Absopure Water Company  
Dept #183127  
PO Box 701760  
Plymouth, MI 48170

Airgas USA, LLC  
PO Box 802576  
Chicago, IL 60680-2576

Airgas USA, LLC (Great Lakes)  
6055 Rockside Woods Blvd. N  
Independence, OH 44131-2329

Authority Flame Hardening  
49803 Leona Dr.  
New Baltimore, MI 48051

Beebe Oil Co.  
4999 22 Mile Rd.  
Utica, MI 48317

Busy Bee Disposal  
PO Box 68  
Romeo, MI 48065-0068

Chase Credit Card  
PO Box 94014  
Palatine, IL 60094-4014

Comcast  
PO Box 7500  
Southeastern, PA 19398-7500

Comcast  
41112 Concept Dr.  
Plymouth, MI 48170-4253

Consumer Energy  
PO Box 740309  
Cincinnati, OH 45274-0309

Dajaco Industries  
49715 Leona Dr.  
Chesterfield, MI 48051

DTE  
PO Box 740786  
Cincinnati, OH 45274

Fastenal  
PO Box 978  
Winona, MN 55987-0978

Fastenal  
51032 Filomena  
Utica, MI 48315

Fenn, Melstrom & Dooling, PLC  
Certified Public Accountants  
355 S. Old Woodward Ave, Suite 200  
Birmingham, MI 48009

Flame Hardening Authority  
49803 Leona Dr.  
Chesterfield, MI 48051

Freeman Tax Law  
2051 Villa Road  
Suite 105  
Birmingham, MI 48009

H & M. Tool Express, Inc.  
2850 Alliacne Dr.  
Unit A  
Waterford, MI 48328

Internal Revenue Service  
Centralized Insolvency Operation  
P.O. Box 7346  
Philadelphia, PA 19101-7346

Jaffe Raitt Heuer & Weiss, P.C.  
Attn: Jay Welford  
27777 Franklin Road, Suite 2500  
Southfield, MI 48034

James M. Ureel  
49715 Leona Drive  
New Baltimore, MI 48051

James Ureel, Sr.  
49715 Leona Dr.  
Chesterfield, MI 48051

Keller Supply Co., LLC  
PO Box 34  
Sterling Heights, MI 48311

Law Offices of Jeff Freeman  
2051 Villa Rd., Suite 105  
Birmingham, MI 48009

Macomb Ace Hardware  
51254 Rome Plank  
Martinsdale, MT 59053

Macomb County Treasurer  
Delinquent Personal Property Tax  
One South Main Street - 2nd Floor  
Mount Clemens, MI 48043-2312

Macomb Gerlach Agency, Inc.  
PO Box 451  
Mount Clemens, MI 48043

Macomb Steel  
7830 Ackley Ave.  
Detroit, MI 48211

Macomb Township  
Karen Goodhue, Treasurer  
54111 Broughton Road  
Macomb, MI 48042



Macomb-Gerlach Agency, Inc.  
273 Cass Ave.  
PO Box 451  
Mount Clemens, MI 48046-0451

Manufacturer Solutions, LLC  
29759 Alexandra Lane  
Chesterfield, MI 48047

MDL Mold & Components  
PO Box 587  
Columbus, IN 47202-0587

Metro Cutter Grinding, Inc.  
PO Box 182522  
Sterling Heights, MI 48311

Michigan Department of Labor &  
Economic Growth  
3030 W. Grand Blvd.  
Suite 9-600  
Detroit, MI 48202-6030

Michigan Department of Treasury  
Collections/Bankruptcy Unit  
P.O. Box 30168  
Lansing, MI 48909

Mowtown Snowtown, LLC  
20872 30 Mile Rd.  
Ray, MI 48096

Office of Collections  
P.O. Box 30158  
Lansing, MI 48909

Parton & Preble, Inc.  
23507 Groesbeck Hwy.  
Warren, MI 48089

Pin Point Welding, Inc.  
50505 Metzen Dr.  
Chesterfield, MI 48051

Pointe Products, Inc.  
49755 Leona Dr.  
Chesterfield, MI 48051

Ralph Theisen  
55363 Lordona Lane  
Utica, MI 48315

Ralph Theisen, Jr.  
16255 Hough Road  
Allenton, MI 48002

RC Grinding & Tool Co.  
49669 Leona Dr.  
Chesterfield, MI 48051

Romeo Computer Company  
76005 Van Dyke  
Romeo, MI 48065

Scion Steel  
21555 Mullin  
Warren, MI 48089

Snelling Staffing Services  
PO Box 214059  
Auburn Hills, MI 48321

State of Michigan  
Department of Treasury  
Dept. 77437  
P.O. Box 77000  
Detroit, MI 48277

State of Michigan  
Unemployment Insurance Agency  
3024 W. Grand Blvd.  
Detroit, MI 48202

State of Michigan  
Department of Attorney General  
Cadillac Place  
3030 West Grand Boulevard  
Detroit, MI 48202

State of Michigan  
Department of Treasury  
Collections Division  
Treasury Building  
Lansing, MI 48922

Talmer Bank and Trust  
Attn: Andy Harper  
2301 West Big Beaver Road, Suite 525  
Troy, MI 48084

Ted B. Wahby, Treasurer  
Macomb County Michigan  
One South Main, 2nd Floor  
Mount Clemens, MI 48043

Tri-County Grinding, Inc.  
21940/60 Schmeman  
Warren, MI 48089

U.S. Attorney  
211 W. Fort Street  
Suite 2001  
Detroit, MI 48226

U.S. Attorney General  
U.S. Dept. of Justice  
950 Pennsylvania Ave., N.W.  
Washington, DC 20530

Unemployment Insurance Agency  
PO Box 8068  
Royal Oak, MI 48068-8068

UniFirst Corp.  
1300 Auburn Ave.  
Pontiac, MI 48342

**United States Bankruptcy Court  
Eastern District of Michigan**

In re Theisen Machine and Tool Company

Debtor(s)

Case No. \_\_\_\_\_

Chapter 11

**STATEMENT REGARDING AUTHORITY TO SIGN AND FILE PETITION**

I, Ralph Theisen, III, declare under penalty of perjury that I am the **President of Theisen Machine and Tool Company**, and that the following is a true and correct copy of the resolutions adopted by the Board of Directors of said corporation at a special meeting duly called and held on the 18th day of December, 2014.

"Whereas, it is in the best interest of this corporation to file a voluntary petition in the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

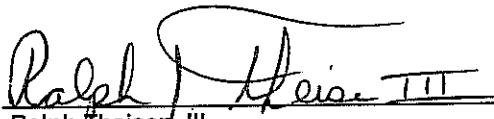
Be It Therefore Resolved, that **Ralph Theisen, III, President** of this Corporation, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter 11 voluntary bankruptcy case on behalf of the corporation; and

Be It Further Resolved, that **Ralph Theisen, III, President** of this Corporation is authorized and directed to appear in all bankruptcy proceedings on behalf of the corporation, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the corporation in connection with such bankruptcy case, and

Be It Further Resolved, that **Ralph Theisen, III, President** of this Corporation is authorized and directed to employ **Charles D. Bullock P55550 cbullock@sbplclaw.com**, attorney and the law firm of **Stevenson & Bullock, P.L.C.** to represent the corporation in such bankruptcy case."

Date 12-18-14

Signed

  
Ralph Theisen, III

Resolution of Board of Directors  
of  
Theisen Machine and Tool Company

Whereas, it is in the best interest of this corporation to file a voluntary petition in the the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

Be It Therefore Resolved, that **Ralph Theisen, III, President** of this Corporation, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter 11 voluntary bankruptcy case on behalf of the corporation; and

Be It Further Resolved, that **Ralph Theisen, III, President** of this Corporation is authorized and directed to appear in all bankruptcy proceedings on behalf of the corporation, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the corporation in connection with such bankruptcy case, and

Be It Further Resolved, that **Ralph Theisen, III, President** of this Corporation is authorized and directed to employ **Charles D. Bullock P55550 cbullock@sbpiclaw.com**, attorney and the law firm of **Stevenson & Bullock, P.L.C.** to represent the corporation in such bankruptcy case.

Date 12-18-14

Signed Ralph J. Theisen III

Date 12-18-14

Signed Ralph J. Theisen III